

Senate File 2243 - Introduced

SENATE FILE 2243
BY COMMITTEE ON ENVIRONMENT &
ENERGY INDEPENDENCE

(SUCCESSOR TO SSB 3115)

A BILL FOR

1 An Act regarding matters under the purview of the department of
2 natural resources, and including effective date provisions.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 455B.152, subsection 2, Code 2009, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *c.* The department shall coordinate the data
4 collection with the United States environmental protection
5 agency upon the enactment of a federal mandatory greenhouse gas
6 emission reporting rule.

7 Sec. 2. Section 455B.851, subsection 9, Code 2009, is
8 amended to read as follows:

9 9. By ~~September 1~~ December 31 of each year, the department
10 shall submit a report to the governor and the general assembly
11 regarding the greenhouse gas emissions in the state during
12 the previous calendar year and forecasting trends in such
13 emissions. ~~The first submission by the department shall be~~
14 ~~filed by September 1, 2008, for the calendar year beginning~~
15 ~~January 1, 2007.~~

16 Sec. 3. Section 456A.17, Code 2009, is amended to read as
17 follows:

18 **456A.17 Funds — restrictions.**

19 1. The following four funds are created in the state
20 treasury:

21 ~~1.~~ a. A state fish and game protection fund.

22 ~~2.~~ b. A state conservation fund.

23 ~~3.~~ c. An administration fund.

24 ~~4.~~ d. A county conservation board fund.

25 2. The state fish and game protection fund, except as
26 otherwise provided, consists of all moneys accruing from
27 license fees and all other sources of revenue arising under the
28 fish and wildlife programs. Notwithstanding section 12C.7,
29 subsection 2, interest or earnings on investments or time
30 deposits of the moneys in the state fish and game protection
31 fund shall be credited to that fund.

32 3. The county conservation board fund consists of all moneys
33 credited to it by law or appropriated to it by the general
34 assembly.

35 4. The conservation fund, except as otherwise provided,

1 consists of all other funds accruing to the department for the
2 purposes embraced by this chapter.

3 5. The administration fund shall consist of an equitable
4 portion of the gross amount of the state fish and game
5 protection fund and the state conservation fund, to be
6 determined by the commission, sufficient to pay the expense of
7 administration entailed by this chapter.

8 6. All receipts and refunds and reimbursements related to
9 activities funded by the administration fund are appropriated
10 to the administration fund. All refunds and reimbursements
11 relating to activities of the state fish and game protection
12 fund shall be credited to the state fish and game protection
13 fund.

14 7. Notwithstanding section 8.33, revenues deposited
15 in the state conservation fund, and remaining in the state
16 conservation fund on June 30 of any fiscal year shall not
17 revert to the general fund of the state but shall remain
18 available for expenditure for one year after the close of the
19 fiscal year during which such revenues were deposited. Any
20 such revenues remaining unexpended at the end of the one-year
21 period during which the revenues are available for expenditure
22 shall revert to the general fund of the state.

23 8. The department may apply for a loan for the construction
24 of facilities for the collection and treatment of waste water
25 and for the supply, treatment, and distribution of drinking
26 water under the state water pollution control works and
27 drinking water facilities financing program as established in
28 sections 455B.291 through 455B.299. In order to provide for
29 the repayment of a loan granted under the financing program,
30 the commission may impose a lien on not more than ten percent
31 of the annual revenues from user fees and related revenue
32 derived from park and recreation areas under chapter 461A
33 which are deposited in the state conservation fund. If a lien
34 is established as provided in this paragraph, repayment of
35 the loan is the first priority on the revenues received and

1 dedicated for the loan repayment each year.

2 Sec. 4. EFFECTIVE DATE. The section of this Act amending
3 section 456A.17, being deemed of immediate importance, takes
4 effect upon enactment.

5

EXPLANATION

6 This bill makes specified changes regarding matters within
7 the purview of the department of natural resources.

8 The bill directs the department to coordinate the collection
9 of data from greenhouse gas producers, as required in Code
10 section 455B.152, with the United States environmental
11 protection agency upon enactment by the agency of a federal
12 mandatory greenhouse gas emissions reporting rule, and changes
13 the date by which the department is required to submit a report
14 to the governor and the general assembly regarding greenhouse
15 gas emissions in the state from September 1 to December 31
16 annually.

17 The bill additionally authorizes the department to apply
18 for loans for the construction of facilities for the supply,
19 treatment, and distribution of drinking water pursuant to
20 the state water pollution control works and drinking water
21 facilities financing program. Code section 456A.17 currently
22 authorizes such loans with regard to the construction of
23 facilities for the collection and treatment of waste water.

24 The bill provides that this authorization takes effect upon
25 enactment.